



## Department of Environmental Quality

To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.



Dave Freudenthal, Governor

2/17/09  
John Corra, Director

February 13, 2009

Mr. Bruce Lawson  
Black Hills Bentonite  
Box 9  
Mills, WY 82644

RECEIVED  
FEB 17 2009

**RE: Permit 281C - Termination of Notice of Violation Docket No. 4188-07 and Settlement Agreement**

Dear Mr. Lawson:

I am enclosing a copy of my report prepared following our inspection of the Ten Sleep Mine on October 24, 2008. During the course of the inspection, the field issues documented in the above-referenced Notice of Violation issued December 11, 2007 were found to be satisfactorily addressed.

All terms of the negotiated Settlement Agreement that was issued on March 21, 2008 by the Land Quality Division have also been satisfied, including payment of a penalty and a contribution by Black Hills Bentonite to the Wyoming Wildlife Trust Fund as a Supplemental Environmental Project (SEP).

I would like to thank you for your immediate and effective response to correct the issues cited in the NOV, and also for your efforts in identifying an SEP that would have a direct benefit to wildlife resources. Specifically, your contribution to the Trust Fund will help fund construction of water guzzlers in the Big Horn Basin.

Please be advised that the Notice of Violation and the Settlement Agreement are hereby terminated. If you should have any questions regarding this correspondence, please feel free to call.

Sincerely,

John Erickson  
Assistant District II Supervisor  
Land Quality Division

Enclosure: 10/24/08 Inspection Report  
xc: Becky Brosius - Cheyenne DEQ/LQD  
Mark Moxley - Lander DEQ/LQD  
Chron

Lander Field Office • 510 Meadowview Drive • Lander, WY 82520 • <http://deq.state.wy.us>

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